### COMMONWEALTH OF KENTUCKY

#### BEFORE THE PUBLIC SERVICE COMMISSION

In	the	Matt	er o	of:	:	
	CI	LARK	RUR	AL	ELECTRIC	COOPERATIVE

AND

CORPORATION

BELLSOUTH TELECOMMUNICATIONS, INC.

ALLEGED FAILURE TO COMPLY WITH COMMISSION REGULATIONS

CASE NO. 96-045

## ORDER

On February 20, 1996, the Commission ordered BellSouth Telecommunications, Inc. ("BellSouth") to appear before it on April 9, 1996 for the purpose of presenting evidence concerning the alleged violations of Commission regulations 807 KAR 5:061, Section 3, and 807 KAR 5:006, Section 26, and of showing cause why it should not be subject to the penalties prescribed in KRS 278.990 (1) for the alleged violations.

807 KAR 5:061, Section 3, requires telephone utilities to maintain their plant and facilities in accordance with the standards of the National Electrical Safety Code (1990 edition). 807 KAR 5:006, Section 26, requires a utility, other than a natural gas utility, to submit a written summary report of any utility-related accident resulting in burns requiring medical treatment at a hospital or similar medical facility within seven days of the accident.

On September 1, 1995, a utility-related accident resulting in burns occurred in Mt. Sterling, Kentucky. The utilities involved were Clark Rural Electric Cooperative Corporation and BellSouth. In its February 20, 1996 Order, the Commission asserted that BellSouth had not submitted a written summary report of the incident. BellSouth contacted the Commission in person on or about February 27, 1996 and provided documentation that it had timely filed the report. Subsequently, Commission staff discovered that BellSouth's report, which is attached hereto as Appendix A, had been timely received on September 7, 1995. The allegation that BellSouth has violated 807 KAR 5:006, Section 26, is, therefore, erroneous.

Having reviewed the report and being otherwise sufficiently advised, the Commission finds that the September 1, 1995 incident did not involve a violation of 807 KAR 5:006, Section 26. Consequently, that allegation should be dismissed from this proceeding.

#### IT IS THEREFORE ORDERED that:

- 1. The alleged violation of Commission Regulation 807 KAR 5:006, Section 26, is dismissed from this proceeding.
- 2. The remainder of the Commission's February 20, 1996 Order shall remain in full force and effect.

Done at Frankfort, Kentucky, this 12th day of March, 1996.

PUBLIC SERVICE COMMISSION

Chairman

Vice Chairman

Commissioner

ATTEST:

Executive Director

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# APPENDIX A

AN APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE COMMISSION IN CASE NO. 96-045, DATED: MARCH 12, 1996.

P.S.C. EMERGENCY REPORT FORM

	DATE 9-7-95		TIME	4:15 PM	
ADDRESS 601 W Chesin To PHONE 502-582-5872  LOCATION OF OCCURRENCE 760 Languieus Barnels III JOFFENSONNIA  LOCATION OF OCCURRENCE Check level and only plans 2:55 pron 9/,65  DESCRIPTION OF OCCURRENCE DEATHS: YES NO  INJURIES: YES NO  CAUSE & DESCRIPTION CISTAGER (Marin articles LAS inverting on his program of the has supering to Tie Tel lines pourle links rejected with a String, while structure of 072pe  CORRECTIVE ACTIONS TAKEN Afrex Clark level for facilities  CORRECTIVE ACTIONS TAKEN Afrex Clark left for facilities  CAlling Clark RECC To SIGNED Local Structure  SCB CORRECTIVE ACTION OF NORMAL SERVICE  TIME OF RESUMPTION OF NORMAL SERVICE  SCB CORRECTIVE ACTIONS TAKEN Accelent by SIGNED Local Structure  SCB Correct of Accelent by SIGNED Local Structure  SCB Correct RECC To SIGNED Local Structure  Of 11/95.	COMPANY Bell S	0019			
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